

UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF OHIO

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Trey Smith-Journigan and Paul E. Williams, :  
both individually and on behalf of a class of :  
others similarly situated, :

Plaintiffs, :

v. :

No. 2:18-CV-328

Franklin County, Ohio, :

Defendant. :

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**AFFIRMATION OF COUNSEL IN SUPPORT OF MOTION FOR CLASS  
CERTIFICATION**

**Elmer Robert Keach, III, Esquire**, an attorney duly licensed to practice law before the Courts of the State of New York, and admitted *pro hac vice* before this Honorable Court, hereby affirms as follows under penalty of perjury:

1. I am, together with co-counsel, the attorney for the proposed class in this action. I provide this affirmation in support of the Plaintiff's Motion for Class Certification. Plaintiff Trey Smith-Journigan maintains that this action should be certified as a class action, as it seeks to address the Defendant's illegal policies in refusing to allow detainees, who are presumptively entitled to bond under Ohio law, to post bail in any prompt and/or meaningful way. The Plaintiff also seeks to address the wisdom of Franklin County conducting blanket strip searches on detainees who are eligible to post bail when those detainees can easily be held in the jail booking area while they are given an opportunity to post bail.

2. In support of this motion, the Plaintiff relies on the following exhibits:

Exhibit One	Franklin Municipal Court Bail Schedule
Exhibit Two	Franklin County Sheriff's Office Strip Search Procedures Policy
Exhibit Three	Franklin County 2012 Annual Report
Exhibit Four	Smith-Journigan Detainee Information Sheet
Exhibit Five	Smith-Journigan Bail Sheet
Exhibit Six	Smith-Journigan Arrest Information
Exhibit Seven	Jail Commitment Entries, Second Shift, August 20, 2017
Exhibit Eight	Memorandum Regarding Bond at Intake
Exhibit Nine	Keach Law Firm Resume
Exhibit Ten	Migliaccio Rathod Firm Resume
Exhibit Eleven	Baker Law Group Firm Resume
Exhibit Twelve	Robert Peirce & Associate Firm Resume
Exhibit Thirteen	Smith-Journigan Property Form
Exhibit Fourteen	Video of Site Inspection (Physical Exhibit, To Be Submitted)

3. For these reasons, the Plaintiff respectfully requests that the Court certify this action as a class action.

Respectfully Submitted and Affirmed By:

/s Elmer Robert Keach, III

Dated: September 6, 2019

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Elmer Robert Keach, III, Esquire